



Atty. Dkt. No. 071949-2404

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: BUECHLER et al.
Title: HYBRID PHTHALOCYANINE
DERIVATIVES AND THEIR USES
Appl. No.: 09/776,599
Filing Date: February 1, 2001
Examiner: Maurie G. Baker
GAU.: 1627

CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on the date below. <u>Jodie M. Rivas</u> (Printed Name) <u>[Signature]</u> (Signature) <u>August 13, 2002</u> (Date of Deposit)
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TRANSMITTAL

Assistant Commissioner for Patents
Washington, DC 20231

**COPY OF PAPERS
ORIGINALLY FILED**

Sir:

Transmitted herewith is:

- ☒ Response to Restriction Requirement;
- ☒ Petition for 1 (ONE) Month Extension of Time; and
- ☒ A Check in the Amount of \$55.00.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872 (Order No. 071949-2404). Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872 (Order No. 071949-2404).

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date August 13, 2002
FOLEY & LARDNER
P.O. Box 80278
San Diego, CA 92138-0278
Telephone: (858) 847-6721
Facsimile: (858) 792-6773

By [Signature]
Michael A. Whittaker
Attorney for Applicant
Registration No. 46,230

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9/5/02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kenneth F. Buechler et al
Title: HYBRID PHTHALOCYANINE
DERIVATIVES AND THEIR
USES
Appl. No.: 09/776,599
Filing Date: February 1, 2001
Examiner: Maurie Garcia Baker
Art Unit: 1627

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RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
Washington, D.C. 20231

COPY OF PAPERS
ORIGINALLY FILED

Sir:

In response to the restriction requirement mailed on July 5, 2002, please enter the following amendments and consider the following remarks.

IN THE CLAIMS

✓ Please cancel all pending claims without prejudice to their future prosecution. Please enter the following new claims:

- A1
30. (New) A fluorescent particle, comprising:
a first compound selected from the group consisting of silicon phthalocyanine bis(dimethylhexylvinylsilyloxy) and silicon phthalocyanine bis(trihexylsilyloxy); and
a second compound that is a bis(dimethylhexylvinylsilyloxy)-substituted or bis(trihexylsilyloxy)-substituted phthalocyanine, naphthalocyanine, or anthranlyocyanine derivative, or a bis(dimethylhexylvinylsilyloxy)-substituted or bis(trihexylsilyloxy)-substituted hybrid phthalocyanine derivative.
31. (New) A fluorescent particle according to claim 30, wherein said particle is a latex particle.